

1 Q Well, let's verify that before we go on. At the
2 meeting of the combined boards of Trinity Broadcasting Network
3 and affiliate corporations that appears in Mass Media Exhibit
4 124, if you turn to page 3, it reflects Terrence Hickey as an
5 assistant secretary of Translator Television, Inc.

6 A I stand corrected, thank you, Mr. Shook.

7 Q Just as he was an assistant secretary of all of the
8 other corporations in attendance at this meeting.

9 A Good, this simplifies my further observation here.
10 The action by written consent states that the undersigned,
11 being all of the directors of Translator TV, Inc. by a narrow
12 definition, I could argue that this is true, all of the
13 undersigned were directors. I don't think we are compelled to
14 assume that Mr. Terrence Hickey by signing as assistant
15 secretary is representing himself to be a full director.

16 Q Well, my question was much more narrow than that and
17 it was simply, did you know how this document came to be
18 prepared in the fashion that it was and apparently you don't.

19 A No, sir, I do not.

20 Q Now, in comparing pages 1 and 2, you'll notice that
21 page 2 bears as signature for David Espinoza whereas page 1
22 does not.

23 A Yes, sir.

24 Q And do you have any knowledge as to when David
25 Espinoza signed this document?

1 A No, sir, since this was action by written consent it
2 wouldn't have been uncommon for the various signatures to be
3 garnered in different time frames but -- no, sir, I have
4 absolutely no knowledge of when Mr. Espinoza's signature was
5 garnered.

6 Q And if I were to tell you that it was in 1993, would
7 that help your recollection?

8 A No, sir.

9 JUDGE CHACHKIN: This a good time for luncheon
10 recess?

11 MR. SHOOK: Yes, sir.

12 JUDGE CHACHKIN: All right, we'll be in recess until
13 2:40 (sic).

14 (Whereupon, a lunch recess was taken from 12:35 p.m.
15 to reconvene at 1:45 p.m.)
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1 A F T E R N O O N S E S S I O N

2 JUDGE CHACHKIN: Back on the record. All right,
3 continue, Mr. Shook.

4 MR. TOPEL: Your Honor, Mr. Shook has granted me
5 indulgence and if Your Honor would also to allow Dr. Crouch,
6 we'd like to correct a matter that arose as of -- as a result
7 of this morning's examination.

8 JUDGE CHACHKIN: You have no objection?

9 MR. SHOOK: No, Your Honor.

10 JUDGE CHACHKIN: Go ahead, Dr. Crouch.

11 DR. CROUCH: Your Honor, on page 14 of my direct
12 testimony, at the very top, Item 28.

13 JUDGE CHACHKIN: Page 28?

14 DR. CROUCH: Page 14 at the top of the page --

15 JUDGE CHACHKIN: Okay.

16 DR. CROUCH: -- Item 28.

17 JUDGE CHACHKIN: Yes, sir.

18 DR. CROUCH: It reads "In 1987 good friends of mine,
19 Dave and Al Roever approached me", etc. In my deposition I
20 made it clear that Mr. Dave Roever was a good friend and that
21 David Roever, my good friend, and his brother, Al Roever
22 approached us with the concept of acquiring the Odessa
23 station. When that information was written up by counsel in
24 my direct testimony, a simple error was made and I didn't even
25 focus on it but I've testified that I have not -- and I do not

1 recall to this day ever personally meeting Al Roever but, of
2 course, his brother David is indeed my good friend and I just
3 wanted to correct that for the record to make sure everybody
4 understood what the facts were.

5 JUDGE CHACKIN: All right, go ahead, Mr. Shook.

6 BY MR. SHOOK:

7 Q Dr. Crouch, could you turn to Mass Media Exhibit
8 128.

9 A Yes, sir, I'm there.

10 Q Now, you'll note that there are two pages to this
11 exhibit, they both reference a special meeting of the board of
12 directors of Translator TV, Inc. which was held on February 2,
13 1987, do you see that?

14 A Yes, sir.

15 Q Now, do you have any explanation as to how it is
16 that there are two versions, one having been prepared by Mrs.
17 Duff and the other having been -- I shouldn't say prepared, I
18 should say signed, having been signed by Mrs. Duff and the
19 other having been signed by Terry Hickey?

20 A No, sir, I have no explanation for that.

21 Q Did you direct Terry Hickey to prepare minutes for
22 any Translator TV, Inc. meeting?

23 A No, sir, not to my knowledge.

24 Q Please turn to Mass Media Exhibit 129.

25 A Yes, sir.

1 Q To orient you, this is the assignment application
2 for Odessa that was filed with the Commission on February 3,
3 1987. First I would direct your attention to page 29.

4 MR. COHEN: What page is that?

5 MR. SHOOK: 29.

6 BY MR. SHOOK:

7 A. Yes, sir, I'm there.

8 Q Do you see the signature?

9 A Yes, sir.

10 Q It is yours?

11 A It is.

12 Q And I take it by your signature here that you
13 reviewed the application prior to signing it?

14 A I signed it but I do not have any independent
15 recollection of studiously reviewing it.

16 Q Well, instead of studiously reviewing it, how about
17 reviewing it at all?

18 A I may have flipped through but as I've testified
19 earlier, I relied on Mrs. Duff and Mr. May to prepare this
20 application. I'm not even sure why I signed it, but I did.

21 Q Well, look at page 29 and see what appears under
22 your name and that may well explain why you signed it.

23 A Yes, sir, I signed as president.

24 Q Now, I'd like you to turn to page 24. Did you
25 review this information, sir, before signing the application?

1 A I may have.

2 Q Is this information correct?

3 A I have subsequently learned that it is only partly
4 correct and that there were some omissions.

5 Q And what were those omissions?

6 A Apparently a couple of individuals who were officers
7 but not directors were inadvertently omitted.

8 Q Those officers being Philip Crouch and Terry Hickey?

9 A I believe that is the case.

10 Q Now, with respect to Philip David Espinoza, I notice
11 that he's listed here as treasurer.

12 A Yes, sir.

13 Q And that's treasurer of, I guess, the name his --
14 according to the application the name has now changed to
15 National Minority TV, Inc.

16 A Yes.

17 Q Up to this point in time, had Philip David Espinoza
18 fulfilled his duties as treasurer?

19 A I don't think there were basically very many duties
20 as treasurer up until this time but whether or not he
21 fulfilled them is, I suppose, in some ways a subjective
22 question and I simply do not know if he totally or adequate
23 fulfilled those duties.

24 Q Now, as president of the company you would state
25 that you had no knowledge whether or not he had fulfilled his

1 duties as treasurer?

2 A I certainly know that he fulfilled some of them in
3 his attendance at board meetings and reviewing the financial
4 documents and matters in other board meetings so I cannot say
5 for a fact that he fulfilled none of his duties, I just don't
6 know if he fulfilled all of those duties.

7 Q Now, his review of the financial statements, those
8 are the same financial statements that we've gone over for the
9 last day and a half that which increasingly, you know, higher
10 negative fund balances appeared and in which, if I recall from
11 your testimony, you can relate nothing of any conversation or
12 discussion that occurred among the board members as to why
13 this is taking place?

14 A I've testified that I certainly didn't focus on
15 those numbers, apparently Mr. Espinoza did not either.

16 Q Now, I'd like you to turn to page 32. Read to
17 yourself the first paragraph.

18 A Yes, sir, I've read that.

19 Q Is there anything in that first paragraph that is
20 incomplete or incorrect?

21 A Yes, I have come to understand that the statement
22 that states "it" meaning National Minority, "has had the same
23 three officers and directors since its organizational meeting
24 in September 19, 1980", it indeed had the same directors but
25 it did not have the same three officers.

1 Q And that has been reflected in the minutes of the
2 annual meetings of the combined boards that we have gone
3 through this morning for 1985, Philip Crouch, in 1986, also
4 Philip Crouch, in 1987, Philip Crouch and Terry Hickey.

5 A Yes, sir.

6 Q Now, I'd like you to turn to page 33 and what I'd
7 like you to focus on with respect to station location in ADI
8 households in No. 11.

9 A Yes, sir.

10 Q Now, do you recall that in testimony there was some
11 question about audience figures for the New York station and
12 that the figures noted in the newsletter which obviously is
13 not a submission to the Commission, but which is a submission
14 to your partners, listed a figure of 16,000,000. Now, here it
15 appears that Poughkeepsie is the smallest of your twelve
16 stations in terms of reach. Now, did you look at this at all
17 or did you focus on this at all?

18 A I certainly did not -- do not recall focusing on
19 that, I can't say I didn't ever look at this page but I
20 certainly did not focus on that number.

21 Q Do you have any explanation as to why there's such a
22 wide divergence between the figure that appeared in the
23 newsletter and the households that this station apparently
24 does cover?

25 A Mr. Shook, no, I still belief that the reach of

1 Channel 54 Poughkeepsie covers a significantly higher number
2 than this. As I've told you earlier, I relied upon the
3 sellers of that station who gave me that information of
4 approximately 16,000,000 individuals which would relate
5 probably down to about 3.some million households, there's 3.6
6 persons per household on the national average and how Mr. May,
7 who evidently prepared this exhibit arrived at this figure of
8 200,000 households, I do focus on a footnote now that I read
9 it under here that says "No Arbitron figures were available,
10 these numbers are assumed based on population". I don't know
11 what that means and all I can say is you'll have to ask Mr.
12 May where he arrived at that number.

13 Q So you had no conversation with Mr. May in order to
14 determine what that number should be?

15 A No, sir.

16 Q Now, I'd also like you to turn to page 30.

17 A Yes, sir.

18 Q Read that to yourself and focus specifically on the
19 second sentence that begins, "out of an abundance of caution."

20 A Yes, sir, I've read that.

21 Q Now, just to clarify something, the Mr. Roever who
22 has a program agreement with the Trinity Broadcasting Network
23 is not Al, is it, it's Dave, isn't it?

24 A That is definitely Dave Roever.

25 Q So that this was a mistake?

1 A I don't know. I think this is just to go overboard
2 to try and let the agency know everything, even including the
3 relationship between Mr. Roever -- Mr. Al Roever and his
4 brother David Roever.

5 Q Now, I take it you recall perhaps all too well a
6 painful episode that involved Trinity relative to a matter
7 that I think you have referred to as Saddleback?

8 A Yes, sir.

9 Q And do you recall that you faced a particularly
10 difficult time being grilled by FCC counsel relative to a
11 possible misrepresentation in an application?

12 A I do.

13 Q With that experience in mind, what happened here?

14 A All I can say is, about ten or more years had passed
15 since that experience and I simply didn't focus on each and
16 every page and line and representation made in this
17 application either.

18 Q Well, sir, this is February of 1987 and I think your
19 book makes fairly plain that the Saddleback hearing took place
20 probably in 1981 or '82.

21 A Yes, sir, I believe that is correct.

22 Q And you didn't remember that experience as you were
23 signing this application, making representations to the
24 Commission?

25 A It's a very different kind of problem but in some

1 ways in that it represents inaccurate information submitted to
2 the agency, there certainly are some similarities but all I
3 can say, sir, I simply did not focus on that inaccurate
4 information. In fact, in my deposition I said that -- I think
5 if I were even reviewing that today, speaking of the day I
6 gave my deposition, I might not notice that in that that is
7 the ownership section and my understanding was that the owners
8 were the directors of the corporation and I, you know, those
9 three directors are listed, officers are not control parties,
10 they are not voting members and I know now that they should
11 have been included but simply were not.

12 Q Now, again we went over this morning, you know, what
13 conversations you had with Mr. May prior to the time this
14 application was prepared, albeit perhaps a month or two in
15 advance. Do you recall this morning that we had some back and
16 forth about what conversations you had with Mr. May and if I
17 recall your testimony it was to the effect that you instructed
18 him to fully disclose to the Commission whatever information
19 apparently he thought appropriate to disclose?

20 A Yes.

21 Q And here we have specific questions in the
22 application that deal with the officers of this company and
23 yet that didn't happen.

24 A That is true.

25 Q You had no further conversations with Mr. May about

1 | this, this is the same Mr. May who was at the board meeting
2 | less than a month before.

3 | A It evidently escaped Mr. May's attention as well as
4 | Mrs. Duff's attention and my attention.

5 | Q Well, let's move on to Mass Media Exhibit 130.
6 | You'll notice that there are two signatures on the document,
7 | one for yourself and the other for Terry Hickey.

8 | A Yes.

9 | Q And that by this document it appears that Terry
10 | Hickey is representing himself as the secretary of the
11 | corporation.

12 | A Yes.

13 | Q Now, Terry Hickey wasn't the secretary, was he?

14 | A He was not.

15 | Q And do you have an explanation as to how this
16 | document came to be prepared in the form in which you see it?

17 | A No, sir, I do not.

18 | Q I'd like to direct your attention to Mass Media
19 | Exhibit 131.

20 | A Yes.

21 | Q And you see your signature there?

22 | A Yes, sir.

23 | Q And do you see Terry Hickey's signature there,
24 | identified as Terrence Hickey?

25 | A Yes.

1 Q And he's not a director at this time, is he?

2 A My understanding he has never been a director at
3 Translator TV.

4 Q All right, do you have an explanation as to how this
5 document came to be prepared in the form in which we find it?

6 A No, sir, I do not.

7 Q Please turn to Mass Media Exhibit 132.

8 A Yes, sir.

9 Q Now, under services rendered, you now see -- do you
10 see an entry for National Minority TV?

11 A Yes, sir.

12 Q Was there a separate retainer agreement entered into
13 at approximately this time with Mr. May for services to be
14 provided relative to National Minority TV?

15 A I am not aware of it if there was.

16 Q Would it be your understanding that the rate to be
17 charged for services performed by Mr. May's firm on behalf of
18 National Minority TV are the same as the rates to be charges
19 for the other companies listed?

20 A I would not be certain of that, sir.

21 Q Would you have any reason to doubt that?

22 A No.

23 Q Please turn to Mass Media Exhibit 133.

24 JUDGE CHACHKIN: Before we go on with this, Dr.
25 Crouch, you testified that in your conversation with Mr. May

1 you instructed him to divulge to the fullest extent possible
2 all the information about the past relationships of any of the
3 parties to National -- between National Merit -- Minority and
4 TBN, isn't that correct?

5 DR. CROUCH: Yes, sir.

6 JUDGE CHACHKIN: Would you tell me where there's
7 anything in the assignment application which provides
8 information concern Ms. -- concerning Ms. Duff's role in TBN?

9 DR. CROUCH: I --

10 JUDGE CHACHKIN: Well, you can look at the
11 application for assignment which you certified to, sir, when
12 --

13 DR. CROUCH: I -- yes, sir. I'll take your word for
14 it that there may not be anything in that instant application
15 but there are certainly other documents on file with the
16 Commission and we believe well-known to the Commission that
17 made that abundantly clear.

18 JUDGE CHACHKIN: At the time this application was
19 filed which was the 13th application, there was information
20 for the Commission as to Ms. Duff's role in TBN?

21 DR. CROUCH: I do not know if in the context of that
22 particular application there was anything specifically
23 included about Mrs. Duff's role with Trinity Broadcasting, no,
24 sir.

25 JUDGE CHACHKIN: But you stated that you instructed

1 your lawyer to include all the information possible of the
2 past relationship of Ms. Duff in Trinity, TBN, the fact that
3 she was previously a director, the role that she held, that
4 she was assistant to the president, her role in all other
5 respects and I find nothing in this application which gave the
6 Commission information about Ms. Duff's role. Am I wrong, is
7 there information about Ms. Duff's role with Trinity?

8 DR. CROUCH: I'm not aware of any in this instant
9 application, Your Honor.

10 JUDGE CHACHKIN: Well, you certified, sir, that you
11 had read and all the facts were true and clear, do you have
12 any explanation why there is no information here concerning
13 Ms. Duff's role in view of your instructions to Mr. May to
14 provide that information and your certification that you had
15 reviewed the document and it was true and correct, do you have
16 any explanation why there isn't such information included?

17 DR. CROUCH: Yes, sir.

18 JUDGE CHACHKIN: What's your explanation?

19 DR. CROUCH: There is nothing in the application
20 form that would require such information but you're absolutely
21 right, I did instruct Mr. May to make that information
22 abundantly clear to the agency as to the commonality of
23 directors and anything else that he deemed advisable. That
24 certainly could have been made known to the agency apart from
25 the actual forms of this application which I certainly asked

1 and instructed him to co.

2 JUDGE CHACHKIN: Well, again, you signed it and the
3 statements "I certify the assignee's statements in this
4 application are true, complete and correct to the best of my
5 knowledge and belief and were made in good faith." Therefore,
6 you must have been aware of the fact that this information had
7 not been provided by Mr. May in the application. My question
8 is, why then did you not provide, make sure that this
9 information was provided?

10 DR. CROUCH: The fact that it wasn't provided, sir,
11 in this particular application, I don't think compels us to
12 believe that that information was not provided.

13 JUDGE CHACHKIN: Well, where was it provided, sir,
14 at the time that you filed this assignment application under
15 the exemption?

16 DR. CROUCH: You may have to ask Mr. May that, sir,
17 I don't know. I certainly instructed him to do so. The
18 application, as I understand it, did not provide a box to
19 check or a line to fill out or some portion that would have
20 made it convenient to supply this information.

21 JUDGE CHACHKIN: Well, there was a supplemental
22 statement, was there not, sir, and there was other -- oh, two
23 or three paragraphs dealing with the nature of the makeup,
24 what -- the stations they controlled, all kinds of information
25 is provided here, why -- so that certainly as a supplemental

1 statement, this information certainly could have been
2 provided. Isn't that true, sir? It's not just the
3 application that's been filled out, we have a supplemental
4 statement and obviously there was nothing precluding Mr. May
5 and yourself from including in the supplemental statement this
6 information so that the Commission would have a better
7 understanding what the relationships was in making the
8 determination whether you were entitled to an exemption or
9 not.

10 DR. CROUCH: Mr. May may have felt that there were
11 other documents already on file with the agency to divulge
12 that information, we look -- I believe that there are abundant
13 documents on file with the agency which would certainly make
14 abundantly clear Mrs. Duff's role in relationship in other
15 Trinity or Trinity-affiliated organizations and all I can say,
16 sir, is I sincerely instructed Mr. May to make whatever
17 information he felt necessary available to the agency to see
18 if we did indeed qualify for the exception of twelve and I
19 trusted him to do that, sir, and if that was not done in the
20 agency's estimation, I sincerely regret that but I feel I did
21 all that I could do in that regard.

22 JUDGE CHACHKIN: Mr. Topel, do you have any
23 documents as of a time -- contemporary with the time that the
24 assignment application was filed, providing information to the
25 Commission as to Ms. Duff's past relationship with TBN?

1 Present and past relationship with TBN?

2 MR. TOPEL: There were documents included in the
3 Translator TV original applications disclosing the cross-
4 directorships.

5 JUDGE CHACHKIN: When were they filed, when are we
6 talking about here?

7 MR. TOPEL: They were filed in the early '80's and
8 depend --

9 JUDGE CHACHKIN: But let's talk about -- no, I'm
10 talking about contemporary -- at the time that this assignment
11 application seeking an exemption under the commissions rules
12 --

13 MR. TOPEL: Yeah.

14 JUDGE CHACHKIN: -- was there any information filed
15 with the Commission relating Ms. Duff's past and present
16 relationship to TBN?

17 MR. TOPEL: I don't -- I think there was a filing
18 made when the Portland application was --

19 JUDGE CHACHKIN: Pardon me?

20 MR. COHEN: That was later.

21 MR. TOPEL: -- when the Portland application was
22 pending.

23 JUDGE CHACHKIN: When was that?

24 MR. COHEN: That was after this, Your Honor.

25 JUDGE CHACHKIN: That was after the thirteen --

1 MR. TOPEL: That was -- it was after the Odessa
2 application, I'm not sure how it related to the grant of the
3 Odessa application but --

4 JUDGE CHACHKIN: Well, if you have any documents
5 which were filed contemporary with the -- contemporaneously
6 with the Odessa application, I think they should be in the
7 record or else we'll have to assume that no such documents
8 were filed. Go ahead, Mr. Shook.

9 MR. SHOOK: Thank you, Your Honor.

10 BY MR. SHOOK:

11 Q Reverend Crouch, could you turn to Mass Media
12 Exhibit 133.

13 A Yes, sir, I'm there.

14 Q Now, in the first paragraph, the very last sentence,
15 if you could read that to yourself.

16 A Yes, sir, I've read that.

17 Q Now, where -- in March 1987 and there's a reference
18 here that stated "your TBN continues to lead the way as the
19 largest group owner of TV stations in America with over fifty
20 wholly owned stations", etc.

21 A Um-hum.

22 Q Now, what does that "fifty wholly owned stations"
23 refer to?

24 A Quite obviously full-power as well as low-power
25 stations.

1 Q This includes both full and low-power.

2 A Obviously.

3 Q Well --

4 A Because we do not own fifty full-power stations even
5 today.

6 Q If I thought everything were obvious I wouldn't ask
7 the question, that's why I asked the question.

8 A Yes, sir.

9 Q Now, turning to page 4, again we have the listing of
10 stations, do you see that?

11 A Yes, sir.

12 Q And we have Alabama/Birmingham with a little
13 asterisk in front of it noting it as an affiliated station.

14 A Yes, sir.

15 Q And the rest are not.

16 A Correct.

17 Q Now, does that mean that there are stations here
18 that -- all the stations listed here then are owned and
19 operated?

20 A Again, the other stations have a commonality of
21 directors.

22 Q Mass Media Exhibit 134.

23 A Yes, sir.

24 Q Now, this is a combination of two different
25 documents, consists of three pages. I'm not so much

1 interested in the -- your studying the subject matter, what I
2 am interested in is the reference to Oroville Channel 28 which
3 you can see on the first page. Do you know what it is -- what
4 is going on that National Minority TV is apparently in the
5 market or considering a second television station, this one
6 being in Oroville, California?

7 A Mr. Shook, I'm sorry, I don't have any knowledge of
8 this proposed acquisition at all.

9 Q You knew nothing about explorations toward the
10 possible acquisition of a station in Oroville?

11 A I do not have any recollection of that at all.

12 Q Please turn to Mass Media Exhibit 137.

13 A Yes, sir.

14 Q Now, I recognize from this letter that you are not a
15 party to the letter nor are you copied on the letter.
16 However, it does concern National Minority TV and so to that
17 extent I would ask you to read it and then I'll ask you a
18 question about it.

19 A Yes, sir, I've generally read it.

20 Q In March of 1987 had you had any contacts with
21 either Jim Gammon or Colby May relative to the possible
22 acquisition by NMTV, and by that I mean National Minority TV,
23 of a station in Wilmington, Delaware?

24 A Yes, sir, I'm a little confused here because I
25 didn't really recall this first contact being as early as 1987

1 but apparently it was. Mr. Jim Gammon, a television station
2 broker, I do recall at one point called me and advised me that
3 Channel 61, Wilmington, Delaware was, I believe, in
4 receivership and that it could be acquired for a favorable
5 price and I believe at that point I turned it over to Mrs.
6 Duff again to work out the potential details.

7 Q Now, looking at the first page, the figures that
8 follow the Number 1, where it states "NMTV will pay
9 \$4,250,00", do you see that?

10 A Yes, sir.

11 Q Now, had that figure -- was that figure brought to
12 your attention by Mrs. Duff and that -- was that something
13 that you had specifically approved?

14 A I remember discussing the range of the possible
15 purchase price, I believe, with Mrs. Duff and agreed to it.

16 Q Had you brought this matter to the attention of
17 Reverend Espinoza?

18 A I don't have any recollection of myself personally
19 doing that.

20 Q And do you have any knowledge that in any not -- by
21 asking -- I'm asking you, do you have any knowledge that that
22 was done?

23 A No, sir.

24 (Off the record. Back on the record.)

25 Q Please turn to Mass Media Exhibit 139.

1 A Yes, sir.

2 Q Now, this is a letter from Colby May to Roy Stewart
3 who at the time was the chief of the video services division
4 of the Mass Media Bureau which was the part of the agency that
5 was reviewing the pending Odessa assignment application. With
6 respect to the information that appears here, do you recall
7 there being any conversations between yourself and Mr. May
8 relative to Mr. Stewart's request?

9 A No, sir.

10 Q Prior to today, do you recall seeing that letter,
11 being made aware of its contents?

12 A I may have had this letter brought to my attention
13 with many, many others during deposition and preparation for
14 this proceeding but I don't know, what is the question, I may
15 have seen it, yes.

16 Q Well, I take your awareness, though -- are you
17 saying that your awareness of this letter was not
18 contemporaneous with the sending of the letter?

19 A No, sir, it was not.

20 Q That it was very much later.

21 A Yes.

22 Q Now, please turn to Mass Media Exhibit 141.

23 A Yes, sir.

24 Q Now, I'd like you to turn to page 5.

25 A Yes, sir.

1 Q Do you see the listing here for TBN stations?

2 A No -- oh, TBN stations, TBN foreign and affiliate
3 stations, yes.

4 Q All right, now, there is an initial grouping of
5 stations here or there are pictures, rather, of stations that
6 appear here. What common thread, if any, is there relative to
7 all the stations that are pictured here?

8 A On the entire page?

9 Q Yes, sir.

10 A Again, sir, I believe that it would simply be a
11 commonality of board members.

12 Q Well, it's true, is it not, that we do have all of
13 the owned and operated stations pictured here and I take it
14 you're pausing in terms of the Harlingen picture?

15 A Yes.

16 Q The Harlingen picture is the one that gives you
17 trouble then.

18 A I think we're agreed on a couple occasions earlier
19 that if there was majority of the board on the affiliated
20 station, it was a station that Trinity Broadcasting had an
21 interest in and could be referred to as a TBN owned and
22 operated.

23 Q I'd like you to turn to Mass Media Exhibit 145.

24 A Yes, sir.

25 Q Now, just read through this action by written

1 consent to yourself.

2 A Yes, sir, I see this.

3 Q Now, do you have -- can you tell us how it is that
4 this action by written consent came to be written?

5 A I vaguely recall that even in a Trinity Broadcasting
6 Network meeting, I'm not sure if it was a formal board meeting
7 or not, the subject simply came up that it would be a good
8 idea for Trinity to indemnify its directors from potential
9 lawsuits and liability. It seems I remember a discussion of
10 that with Mr. Juggert and even other members of the board and
11 I believe that it was simply the decision to recommend that
12 this indemnification be extended and made available to other
13 areas or at least recommend that other organizations such as
14 National Minority and CET, JED, extend the same basic
15 protection to its directors.

16 Q Would the person who generated this action then been
17 either yourself or Mr. Juggert?

18 A Generated what action?

19 Q The action by written consent that we're looking at
20 here.

21 A I don't know, for a fact, who generated this instant
22 document here but --

23 Q Perhaps my terminology is not very good. What I'm
24 looking for is the person whose idea it was to have this
25 document written, is that coming from you or is it coming from